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8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 SAN FRANCISCO DIVISION

11 ROBERTO HERNANDEZ LEON,

12 Plaintiff,

13 v.

14 MERRICK GARLAND, Attorney General,
15 U.S. Department of Justice, *et al.*,

16 Defendants.

Case No. 3:23-cv-4901-LJC

**STIPULATION TO PROPOSED SCHEDULE
FOR DEFENDANTS' MOTION TO DISMISS
PLAINTIFF'S COMPLAINT; ORDER**

17 Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiff and Defendants, through their undersigned
18 counsel, hereby stipulate and respectfully request the Court to grant the parties' proposed schedule for
19 Defendants' motion to dismiss Plaintiff's complaint. Defendants' counsel recently notified Plaintiff's
20 counsel that Defendants intend to file a motion to dismiss Plaintiff's complaint. Accordingly, the parties
21 conferred and agree that the Court should grant the parties' request for the following schedule:

- 22 1. Defendants will file their motion to dismiss Plaintiff's complaint by January 22, 2024.
- 23 2. Plaintiff will file his opposition to Defendants' motion to dismiss by February 21, 2024.
- 24 3. Defendants will file their reply in support of their motion to dismiss by March 6, 2024.
- 25 4. Defendants will notice the hearing on their motion to dismiss for March 26, 2024, at

26 10:30 a.m.

1 The parties further stipulate to stay the briefing schedule for the parties' summary judgment
2 motions under the current Scheduling Order, Dkt. No. 4. The parties respectfully request that the Court
3 grant their stipulation.

4 Dated: January 11, 2024

Respectfully submitted,¹

5 ISMAIL J. RAMSEY
6 United States Attorney

7 /s/ Elizabeth D. Kurlan
8 ELIZABETH D. KURLAN
9 Assistant United States Attorney
10 Attorneys for Defendants

11 Dated: January 11, 2024

12 /s/ Josh F. Sigal
13 JOSH F. SIGAL
14 Sigal Law Offices
15 Attorneys for Plaintiff

16 **ORDER**

Pursuant to stipulation, IT IS SO ORDERED.

17 Date: January 12, 2024

18 
19 LISA J. CISNEROS
20 United States Magistrate Judge
21
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27 _____
28 ¹ In accordance with Civil Local Rule 5-1(i)(3), the filer of this document attests that all signatories listed herein concur in the filing of this document.